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POLICE AUTHORITY

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## **DECISION NOTICE – POLICE AUTHORITY STANDARDS (ASSESSMENT)**

### **SUB-COMMITTEE MEETING – 13 December 2011**

The Standards (Assessment) Sub-Committee decided unanimously that the complaint did not fall within the jurisdiction of the Code of Conduct.

Case Reference No. PA/3/N/6/3

#### **Complaint**

On 13 December 2011 the Standards (Assessment) Sub-Committee of Leicestershire Police Authority convened in private and considered a complaint from Mr Bernard Greaves, a member of the public, against Mr Uday Dholakia, a member of the Police Authority.

It was alleged that Mr Dholakia failed to comply with paragraph 5 of the Code being conduct which could be reasonably regarded as bringing the Authority into disrepute in relation to the contents of an email sent by Mr Dholakia to Mr Greaves.

#### **Reason for the Decision**

The Assessment Sub-Committee had previously considered the complaint and referred it to the Monitoring Officer for investigation. During the investigation, the Monitoring Officer obtained new information which she decided to refer back to the Standards Committee under Regulation 16 of the Standards Committee (England) Regulations 2008. In accordance with Standards for England guidance, the referral back was treated in the same way as it deals with initial complaints.

The Assessment Sub-Committee carefully considered the Monitoring Officer's referral back report setting out the new information obtained which included:-

- (a) Mr Dholakia's explanation of the meaning of his email;
- (b) Mr Dholakia's unreserved apology to Mr Greaves for any other perception on the meaning of the email; and
- (c) Mr Greaves' request that the complaint be withdrawn that he did not intend to pursue the matter further.


**DECISION:** In accordance with Section 57A(2) of the Local Government Act 2000, as amended, the Assessment Sub-Committee of the Standards Committee decided that the allegation did not fall within the jurisdiction of the Code of Conduct and that no further action be taken.

**Right of Review**

At the written request of the complainant, the Standards Committee can review and change a decision not to refer an allegation for investigation or other action. A different Sub-Committee to that involved in the original decision will undertake the review.

The request for a review from the complainant must be received in writing within 30 days from the date of this notice, explaining in detail on what grounds the decision should be reviewed.

If a request is received for a review, it will be dealt with within a maximum of three months of receipt. Both parties will be notified of the outcome of the review.

Signed .....  ..... Date ..... 26.1.12 .....

(Chair of Assessment Sub-Committee)